IN THE HIGH COURT OF JUDICATUR AT BILASPUR (C.G.)

Single Bench

M.C.C. NO. 334 /2006

IN F.A. NO. 12/2005

APPLICANTS : 1. South Eastern Coal Field Limited, Through: Chairman Cum Managing Director, SECL, Regd. Office: Seepat Road Bilaspur, Tah. and Dist. Bilaspur (C.G.)

2. Staff Officer (E&M) SECL Office Korba, Tah. and Dist. Bilaspur (C.G.)

3. Chief General Manager South Eastern Coal Field Limited, Tah. and Dist. Korba (C.G.)

P.R. No. 1790 16
Presented by Shri Sapna Khetan
dated 27/6/06

Versus

NON-APPLICANT : Tosh Kamal Ari S/o. Somi Lal Ari, Aged about 63 yrs, Proprietor Firm: Raj Engineering Works, Near Pratap Talkies, Bilaspur (C.G.)

APPLICATION UNDER ORDER 9 RULE 9 READ WITH SECTION 151 OF CIVIL PROCEDURE CODE FOR RESTORATION OF FIRST APPEAL NO. 12/2005

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... MCC 334 **सन्** 2006

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28.06.2006

Shri OP Agrawal, counsel for the applicants.

None for the non-applicant.

Learned counsel for the applicants submits and pray that on 13.06.2006 no one appeared for non-applicant; therefore, the present application may be heard finally without notice to him and the same be decided.

Considered.

Heard finally.

Taking into consideration the grounds mentioned in the petition, duly supported by an affidavit, I am satisfied that applicants were prevented by sufficient cause from appearing when the matter was called-out, hence, MCC No.334/2006 is allowed and First Appeal No.12/2005 dismissed on 13.06.2006 for want of appearance of the appellants is restored to its original number.

In view of this, MCC No.334/2006 stands disposed of and a copy of this order be kept in First Appeal No.12/2005.

Sd/-
V.K.Shrivastava
Judge

padma

(पीछे देखिये)